

Timothy E. Lando, Jr. #06A5781
Gowanda Corr. Fac.
P.O. Box 311
Gowanda, N.Y. 14070-0311

United States District Court
Federal Building, P.O. Box 7367
100 S. Clinton St.
Syracuse, N.Y. 13261-7367

December 17, 2018

Dear Lawrence K. Baerman,

I had forward my Application to proceed without full prepayment of fees; Affidavit and Authorization Form to Inmate accounts. Unfortunately, I did not receive it back yet. However, I was called out for a Notary so that I could have my Complaint Notarized, along with the Affidavit of Service.

Therefore, I had to send my Complaint §1983 without the above-said Application. It was not in my control. Although, I will forward it as soon as I receive it from Inmate Accounts.

I apologize for any inconvenience this may cause. I hope this Court will accept my complaint.

Thank you for your time and consideration in this matter. I look forward to your prompt response.

Respectfully,
Timothy E. Lando, Jr.

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS <u>LANDO, Timothy E., JR.</u>		DEFENDANTS NYSDOLCS; ANNUNCI, ANTHONY J, ACTING COMM; CLAUDIO, STEVEN A., Dep Comm; GILBERT, KENNETH, REG DIR; DIVISION OF PAROLE; MONTFORT BALFOUR, BURCAU (HEIF) MOSS JAY, SENIOR PO; PALMER, KENNETH, SENIOR PO; GRONAU, TAMMY, PO; REED, BRIAN, PO; RHODES, JASON, PO; County of Residence of First Listed Defendant <u>ALBANY</u>																										
(b) County of Residence of First Listed Plaintiff <u>OSWEGO</u> <i>(EXCEPT IN U.S. PLAINTIFF CASES)</i>		<i>(IN U.S. PLAINTIFF CASES ONLY)</i> NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.																										
(c) Attorneys (Firm Name, Address, and Telephone Number)		Attorneys <i>(If Known)</i>																										
II. BASIS OF JURISDICTION <i>(Place an "X" in One Box Only)</i>		III. CITIZENSHIP OF PRINCIPAL PARTIES <i>(Place an "X" in One Box for Plaintiff and One Box for Defendant)</i>																										
<input type="checkbox"/> 1 U.S. Government Plaintiff	<input type="checkbox"/> 3 Federal Question <i>(U.S. Government Not a Party)</i>	Citizen of This State	<input type="checkbox"/> PTF 1 <input type="checkbox"/> DEF 1 Incorporated or Principal Place of Business In This State																									
<input checked="" type="checkbox"/> 2 U.S. Government Defendant	<input type="checkbox"/> 4 Diversity <i>(Indicate Citizenship of Parties in Item III)</i>	Citizen of Another State	<input type="checkbox"/> PTF 2 <input type="checkbox"/> DEF 2 Incorporated and Principal Place of Business In Another State																									
		Citizen or Subject of a Foreign Country	<input type="checkbox"/> PTF 3 <input type="checkbox"/> DEF 3 Foreign Nation																									
IV. NATURE OF SUIT <i>(Place an "X" in One Box Only)</i>																												
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V. ORIGIN <i>(Place an "X" in One Box Only)</i>																												
<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from Another District (specify)	<input type="checkbox"/> 6 Multidistrict Litigation - Transfer																							
				VI. CAUSE OF ACTION Cite the U.S. Civil Statute under which you are filing <i>(Do not cite jurisdictional statutes unless diversity)</i> : <u>42 U.S.C. §1983</u>																								
		Brief description of cause: <u>Violation of Constitutional Rights</u>																										
VII. REQUESTED IN COMPLAINT:		<input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.		DEMAND \$	CHECK YES only if demanded in complaint: JURY DEMAND: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No																							
VIII. RELATED CASE(S) IF ANY		<i>(See instructions):</i>		DOCKET NUMBER																								
DATE		JUDGE		SIGNATURE OF ATTORNEY OF RECORD																								
FOR OFFICE USE ONLY																												

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42 U.S.C. §1983

Brief description of course:

Violation of Constitutional Rights

**VII. REQUESTED IN
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DEMAND S

CHECK YES only if demanded in complaint:
JURY DEMAND: Yes No

VIII. RELATED
IF ANY

(See instructions)

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IEP

JUDGE

MAG. JUDGE